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8 RAMESH BIRLA

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11 UNITED STATES DISTRICT COURT
12
13 EASTERN DISTRICT OF CALIFORNIA

14
15 UNITED STATES OF AMERICA,
16 Plaintiff,
17
18 vs.
19 RAMESH KUMAR BIRLA, JR.,
20
21 Defendant.

22 Case No.: 2:23-cr-094 DJC

23 WAIVER OF PERSONAL APPEARANCE
24 AND ORDER

25
26 Ramesh Birla, defendant in the above-entitled action, hereby waives his right to be
27 present in open court as provided in Rule 43 of the Federal Rules of Criminal Procedure for any
28 status conference or non-evidentiary motion hearing in this matter. The appearance waiver
includes any appearance involving a continuance either before or after trial, including a hearing
at which a trial date is selected. The waiver does not extend to arraignment, entry of plea,
change of plea, any motion hearing at which evidence and/or testimony is presented, or any trial
stage from selecting a jury to verdict, nor does it apply to imposition of sentence.

WAIVER OF APPEARANCE

1 The defendant requests that the Court proceed during every permitted absence as set out
2 in the preceding paragraph. Defendant agrees that his interests will be deemed represented at all
3 times by the presence of his attorney in the same manner as if he were personally present in
4 court. He further agrees that he will be present in court and ready for trial of the matter on any
5 day or hour that the Court may fix in his absence.

6
7 Defendant acknowledges that he has been informed of his rights under the Speedy Trial
8 Act (Title 18, United States Code, Sections 3161-3174). Defendant expressly authorizes his
9 attorney to set dates, including permissible delays and continuances pursuant to the Speedy Trial
10 Act, without the requirement of his being personally present.

11 DATED: June 23, 2023

12 By /s/ Ramesh Birla
13 RAMESH BIRLA
14 Defendant
15 [original signature filed on ECF]

16 I agree with and consent to Defendant Ramesh Birla's waiver of personal appearance at
17 future proceedings.

18 DATED: June 23, 2023

19 By /s/ Todd D. Leras
20 TODD D. LERAS
21 Attorney for Defendant
22 RAMESH BIRLA

23 IT IS SO ORDERED.

24 Dated: June 26, 2023

25 /s/ Daniel J. Calabretta
26 THE HONORABLE DANIEL J. CALABRETTA
27 UNITED STATES DISTRICT JUDGE

28 WAIVER OF APPEARANCE